

STATE OF MINNESOTA  
OFFICE OF ADMINISTRATIVE HEARINGS  
FOR THE MINNESOTA DEPARTMENT OF COMMERCE

In the Matter of the  
Insurance Agent's License  
of William Charles Johnson,  
License No. 0021340

FINDINGS OF FACT  
CONCLUSIONS AND  
RECOMMENDATION

The above-entitled matter came on for hearing before Administrative Law Judge Peter C. Erickson at 9:30 a.m. on Tuesday, June 5, 1990 at the Minnesota Department of Commerce, 133 East Seventh Street, St. Paul, Minnesota. The record on this matter was closed at the conclusion of the hearing on June 5, 1990.

Gregory P. Huwe, Assistant Attorney General, 1100 Bremer Tower, Seventh Place & Minnesota Street, St. Paul, Minnesota 55101, appeared on behalf of the Minnesota Department of Commerce. The Licensee, William Charles Johnson, 1620 Highway 36 West, #107, Roseville, Minnesota 55113, did not appear at the hearing .

Notice is hereby given that, pursuant to Minn. Stat. 14.61 the final decision of the Commissioner of the Minnesota Department of Commerce shall not be made until this Report has been made available to the parties to the proceeding for at least ten days, and an opportunity has been afforded to each party adversely affected to file exceptions and present argument to the Commissioner. Exceptions to this Report, if any, shall be filed with Thomas Borman, Commissioner, Minnesota Department of Commerce, 133 East Seventh Street, St. Paul, Minnesota 55101.

STATEMENT OF ISSUES

The issues to be determined in this proceeding are whether the Licensee has violated the provisions of Minn. Stat. 80A.08 and whether his insurance agent's license should be suspended or revoked pursuant to Minn. Stat. 60A.17, subd. 6c(9).

Based upon all of the proceedings herein, the Administrative Law Judge makes the following:

FINDINGS OF FACT

1. The Notice of and Order for Hearing was served on William Charles Johnson by the Department of Commerce by certified mail on May 21, 1990.

2. The Licensee, William Charles Johnson, did not appear at the hearing on this matter.

2. The allegations contained in the Notice of and Order for Hearing are hereby adopted by reference as facts.

Based upon the foregoing Findings of Fact, the Administrative Law Judge makes the following:

#### CONCLUSIONS

1. The Commissioner of the Minnesota Department of Commerce and the Administrative Law Judge have jurisdiction in this matter pursuant to Minn. Stat. 60A.17, subd. 6d and 14.50.

2. The Notice of Hearing issued by the Department was proper and the Department has fulfilled all relevant substantive and procedural requirements of law or rule.

3. The Licensee, William Charles Johnson, having not appeared at the hearing in this matter, is in default. Pursuant to Minn. Rule 1400.6000, the allegations set out in the Notice of and Order for Hearing are hereby taken as true.

4. The Licensee has violated the provisions of Minn. Stat. 60A.17, subd. 6c(9) and 80A.08 (1988). Disciplinary action against Licensee's license is appropriate.

Based upon the foregoing Conclusions, the Administrative Law Judge makes the following:

#### RECOMMENDATION

IT IS HEREBY RECOMMENDED that the Commissioner of Commerce take disciplinary action against the insurance agent's license of William Charles Johnson.

Dated this 6th day of June, 1990.

PETER C. ERICKSON

Administrative Law Judge

#### NOTICE

Pursuant to Minn. Stat. 14.62, subd. 1, the agency is required to serve its final decision upon each party and the Administrative Law Judge by first class mail.

Reported: Default.

